



RESTRICT 2008171542

3 PGS

AUSTIN CITY CLERK  
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**TERMINATION OF RESTRICTIVE COVENANT**  
**FOR**

**ZONING CASE: C14-06-0069 and C14-06-0071**

2008-06-17 29 PM 3 31

OWNER: Walton Stacy Office Partners IV, L.P., a Delaware limited partnership

ADDRESS: 823 Congress Ave., Suite 1111, Austin, Texas 78701

CITY: The City of Austin, a home-rule city, municipal corporation and political subdivision of the State of Texas, in Travis County, Texas.

CITY COUNCIL: The City Council of the City of Austin.

CONSIDERATION: Ten and No/100 Dollars (\$10.00) and other good and valuable consideration paid by the City of Austin to the Owner, the receipt and sufficiency of which is acknowledged.

WHEREAS, Walton Stacy Office Partners IV, L.P., a Delaware limited partnership, as owner (the "Owner") of all that certain property described in Zoning Cases No. C14-06-0069 and C14-06-0071 consisting of certain lots in Block 56, Original City of Austin, Travis County (the "Property"), as more particularly described in the restrictive covenant recorded in the Real Property Records of Travis County, Texas, in Document No. 2006113691 (the "Restrictive Covenant"), imposed certain restrictions and covenants on the Property by the Restrictive Covenant of record; and,

WHEREAS, the Restrictive Covenant provided that the covenant could be modified, amended, or terminated by joint action of both a majority of the members of the City Council and the Owner of the Property at the time of such modification, amendment or termination; and,

WHEREAS, the Owner of the Property, now desires to terminate the Restrictive Covenant; and,

WHEREAS, the City Council and the Owner, agree the Restrictive Covenant should be terminated;

NOW, THEREFORE, for and in consideration of the premises and mutual promises, covenants, and agreements set forth in this covenant, the City of Austin and the Owner agree as follows:

- 1' The Restrictive Covenant is terminated by this termination. Each and every one of the terms, conditions, and provisions of the Restrictive Covenant, as set forth in the Restrictive Covenant, shall have no force or effect on and after the effective date of this termination.
2. The City Manager, or his designee, shall execute, on behalf of the City, this Termination of Restrictive Covenant for Zoning Cases No. C14-06-0069 and C14-06-0071 (the "Termination of Restrictive Covenant") as authorized by the City Council of the City of Austin. This Termination of Restrictive Covenant shall be filed in the Official Public Records of Travis County, Texas, which will terminate the document of record in Document No. 2006113691, Official Public Records, Travis County, Texas.

EXECUTED this the 22<sup>nd</sup> day of September, 2008.

**OWNER:**

**Walton Stacy Office Partners IV, L.P.,  
a Delaware limited partnership**

By Walton Stacy Congress GP IV, L.L.C.,  
a Delaware limited liability company,  
its General Partner

By: Walton Stacy Congress Investors IV, L.P.,  
a Delaware limited partnership,  
its Sole Member

By: Tom Stacy  
Tom Stacy, Authorized Agent

**CITY OF AUSTIN:**

By: Sue Edwards  
Sue Edwards,  
Assistant City Manager  
City of Austin

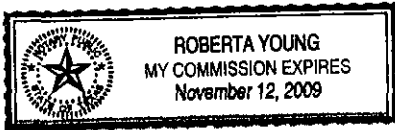
**APPROVED AS TO FORM:**

Tom M.  
Assistant City Attorney  
City of Austin

THE STATE OF TEXAS §

COUNTY OF TRAVIS §

This instrument was acknowledged before me on this the 22<sup>th</sup> day of September, 2008, by Tom Stacy, as authorized agent of Walton Stacy Congress Investors IV, L.P., a Delaware limited partnership, sole member of Walton Stacy Congress GP IV, L.L.C., a Delaware limited liability company, general partner of Walton Stacy Office Partners IV, L.P., a Delaware limited partnership, on behalf of the limited partnerships, and limited liability companies.



*Robert Young*  
Notary Public, State of Texas

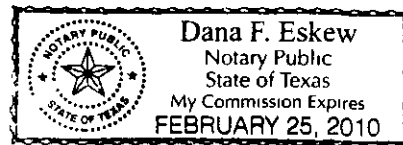
THE STATE OF TEXAS §

COUNTY OF TRAVIS §

This instrument was acknowledged before me on this the 2 day of October, 2008, by Sue Edwards, as Assistant City Manager of the City of Austin, a municipal corporation, on behalf of the municipal corporation.

*Dana F. Eskew*  
Notary Public, State of Texas

After Recording, Please Return to:  
City of Austin  
Department of Law  
P. O. Box 1088  
Austin, Texas 78767  
Attention: Diana Minter, Paralegal



**FILED AND RECORDED**

OFFICIAL PUBLIC RECORDS

*Dana DeBeauvoir*

2008 Oct 16 10:55 AM 2008171542

CARTERT \$24 00

DANA DEBEAUVOIR COUNTY CLERK

TRAVIS COUNTY TEXAS